# THE MADRAS LEGISLATIVE ASSEMBLY.

**Friday, 17th December 1954.**

The House met in the Assembly Chamber, Government Estate, Mount Road, at eleven of the clock, Mr. Speaker (THE HON. SRI J. SIVASHANMUGAM PILLAI) in the Chair.

*Dropping of night sitting on 17th December 1954.*

SRI K. VINAYAKAM :—" Sir, may I know whether we are sitting this night? "

MR. SPEAKER :—" The Hon. the Leader of the House will answer that."

THE HON. SRI C. SUBRAMANIAM :—" Sir, in view of the threatening weather, hon. Members have suggested that we may give up the night sitting. We may sit overtime during the evening and finish off the work."

## I.—QUESTIONS AND ANSWERS.

## STARRED QUESTIONS.

*Protection of tenants under the South Kanara Tenants Temporary Protection Act.*

* 468 *Q.*—SRI T. ANANTA PAI : Will the Hon. the Minister for Revenue be pleased to state what steps the Government propose to take to protect the tenants in South Kanara in view of the expiry of the South Kanara Tenants Temporary Protection Act in February 1955?

THE HON. SRI M. A. MANICKAVELU NAICKER :—" The question of enacting a comprehensive tenancy legislation for South Kanara is under the consideration of the Government. It is likely that this legislation will be enacted before the expiry of the South Kanara Cultivating Tenants' Protection Act, 1954, on 2nd March 1955."

SRI Y. MANJAYA SHETTY :—" I understand that the Bill for Tenancy Legislation for South Kanara is quite ready. If so, will the Government assure that the same will be published at least within a fortnight? "

THE HON. SRI M. A. MANICKAVELU NAICKER :—" Sir, that was the idea when I gave my reply. Whatever it is, the legislation will be taken up before the Act expires."

SRI M. NARAYANAN NAMBIAR :—" May I know whether it is a fact that the Bill was drafted and was to have been published before the South Kanara District Board elections and why it was not published accordingly? "

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The Hon. Sri M. A. MANICKAVELU NAICKER :—" We have to look into the draft and finalise it. It has taken some time."

Sri M. NARAYANA KURUP :—" Sir, many things may happen before a comprehensive legislation comes into force. Will Government assure the House that, in case new legislation is not put through before the expiry of the Act, they will continue this Act by Ordinance or otherwise? "

The Hon. Sri M. A. MANICKAVELU NAICKER :—" I am not pessimistic like the hon. Member, Sir."

Sri M. NARAYANAN NAMBIAR :—" Sir, during this session one of the hon. Members from South Kanara said that when he submitted a memorandum to the Hon. Chief Minister, the Hon. Chief Minister told him that the Bill would be published before the South Kanara District Board elections took place. May I know whether it was a fact that such an assurance was given and if so, may I know the reasons for not publishing the same so far? "

The Hon. Sri M. A. MANICKAVELU NAICKER :—" Sir, the time of the district board elections is not the crucial date. We have to examine it properly and see that it is quite an acceptable piece of legislation."

Sri C. KANDASAMY :—" இந்தச் சட்டம் காலவதியாவதற்கு முன்பு திட்டவட்டமான ஒரு சட்டத்தை இயற்றவேண்டும். பல்லாயிரக்கணக்கான விவசாயிகள் வெளியேற்றப்படுகிறார்கள் என்பதன் காரணமாக ஒரு சட்டம் கொண்டுவருவதற்கு சர்க்கார் உத்திரவாதம் அளிப்பார்களா ? "

The Hon. Sri M. A. MANICKAVELU NAICKER :—" Yes, Sir. I am anxious to have the Bill brought before the House and I think it will be done. There will be no difficulty."

Sri M. NARAYANA KURUP :—" Sir, it is not a question of the date of the district board election. The question was whether the draft of the Bill was shown to the members and a promise was given to them that it would be published before the date of the district board elections? "

The Hon. Sri M. A. MANICKAVELU NAICKER :—" Sir, a draft Bill always requires some touching up. That is what is being done now."

11-10 a.m. Sri T. ANANTA PAI :—" There seems to be an impression that the Bill was prepared specially for the purpose of the district board elections and I know it for certain that it is was not so. May I know whether it is not the intention of the Government that this permanent and comprehensive measure should be enacted before the expiry of the present South Kanara Tenants Temporary Protection Act? It is the view of the South Kanara legislators that this temporary measure should not be extended but that the new legislation should be brought in. Will the Government give an assurance that they will accede to this demand? "

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THE HON. SRI M. A. MANICKAVELU NAICKER :—" I cannot erase the obsession of certain hon. Members with regard to the district board elections and this Bill. The Government for their part are very anxious and are doing their very best to bring in the new Bill."

SRI S. C. C. ANTHONY PILLAI :—" The Hon. the Minister said that a permanent measure for preventing eviction was under the consideration of the Government and one of the hon. Members alleged that the draft Bill was shown to the legislators from South Kanara. The question now is whether it was shown or not shown. The second question is whether an assurance was given to the legislators that the Bill would be got ready before the district board elections. The Hon. the Minister should answer these questions instead of giving evasive replies and calling them insinuations."

THE HON. SRI M. A. MANICKAVELU NAICKER :—" With regard to the draft Bill, we had consultations with the hon. Members of this House and others who were interested in this legislation. There is no harm also in showing the draft Bill to some of the hon. Members."

SRI T. C. NARAYANAN NAMBIAR :—" Will the Hon. the Minister give an assurance that he will take into account the large-scale evictions that are taking place now when he draws up the comprehensive Bill and will he also see to it that pending the introduction of such a measure, tenants are not evicted? "

THE HON. SRI M. A. MANICKAVELU NAICKER :—" My information is, though we anticipated large-scale evictions and tried to prevent them through this Act, there was no need for it at all because there was no eviction on a large scale at all."

SRI K. P. GOPALAN :—" May I know who stood in the way of the Bill being brought before this House, after it was drafted? "

THE HON. SRI M. A. MANICKAVELU NAICKER :—" The drafting department's devil stood in the way."

SRI T. ANANTA PAI :—" Is it not a fact that the draft Bill was shown to the Members after the district board elections and not before? "

THE HON. SRI M. A. MANICKAVELU NAICKER :—" I am unable to say anything about its chronology."

SRI T. C. NARAYANAN NAMBIAR :—" The Hon. the Minister was saying that there was no large-scale eviction in South Kanara. It is so because of the present Act. After it expires in February, there will be eviction on a large scale. That is why I want to know when the comprehensive legislation will be brought in."

THE HON. SRI M. A. MANICKAVELU NAICKER :—" Then the hon. Member has no grievance."